

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 2, 1961
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem Palmer presiding.

Roll call:

Present: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Absent: Mayor Miller

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by REV. HARRY SECKER, All Saints Episcopal Church.

Councilman White moved that the Minutes of the Meeting of January 26, 1961, be approved. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

MR. JUNIOUS SCOTT, representing the P.T.A. of St. John's School, read a letter asking that a swimming pool be installed at St. John's Playground. It was stated that a swimming pool had not been contemplated. Mayor Pro-tem Palmer stated this was a relatively new park, and that efforts were being made to develop them as rapidly as possible; and that there were some improvements set up this year for this park. He stated this letter would be referred to the City Manager, and he asked that Mr. Scott and his group contact the Recreation Director and let their wishes be known to him.

MR. W. S. BIRDWELL, JR., stated he initiated a letter asking to appear before the Council regarding zoning of the City for emergency ambulances, and asked that since the Council had postponed the hearing from last week, he would like to ask that it defer the matter for another week. The hearing was reset for February 9, 10:00 A.M.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NASH PHILLIPS-COPUS; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Palmer brought up the following ordinance for its second reading:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NELSON PUETT, JR.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman Bechtol moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-Tem announced that the ordinance had been finally passed.

Councilman Bechtol made the following statement concerning his vote:

"I have been thinking about refund contracts and working out subdivision plats, and I am of the firm opinion that if a subdivider or developer is not willing to cooperate with the City, that I would not vote to go along with other subdivisions until one particular problem is cleared out. It is my own feeling, but it takes four votes to carry an ordinance on the final passage, as I understand. I will vote for this so that we can get it closed out. I feel we ought to be getting more cooperation. These things are interrelated even though they are in entirely different subdivisions. The relations between the City and any one person are interrelated and should be considered. With that explanation of my position, I move the final passage of this ordinance."

The Council discussed the purchase of poles and accessories to tie in both Plants. Councilman Bechtol stated he did not like to see only one bid; that either the specifications were too high, or something should be done to cut out the one-bid propositions. The Director of Electric Utilities stated all four companies made these poles, but they were not set up to make the poles as high as was necessary. He said the specifications were open for anyone to bid on.

The City Manager submitted the following:

"January 31, 1961

"MEMO TO: W. T. Williams, Jr., City Manager

"SUBJECT: Metal Transmission Poles

"Bids were opened by the purchasing agent at 2:00 P.M., January 31, 1961, for aluminum transmission poles and accessories as described in City of Austin Specifications E 365. These bids were referred to the Electrical Department for evaluation. The bids are tabulated below.

<u>BIDDER</u>	<u>LUMP SUM PRICE</u>	<u>DELIVERY</u>
Priestor Supply Co.	No Bid	
Kerrigan Iron Works	No Bid	
Graybar Electric Co.	No Bid	
Line Material Industries	\$23,045.00	90 days

"The price is firm. Terms are net 30 days

"I recommend that we accept the bid of Line Material Industries of \$23,045.00 for the aluminum transmission poles and accessories for the transmission line between Seaholm and Holly Street Power Plant.

"(Sgd) D. C. Kinney
Director Electrical Utility

Approved:
W. T. Williams Jr., City Manager

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were invited by the City of Austin for the furnishing of aluminum transmission poles and accessories for the transmission line between Seaholm and Holly Street Power Plant; and,

WHEREAS, the bid of Line Material Industries, in the sum of \$23,045.00, was the only bid received; and the acceptance of such bid has been recommended by the Director of Electrical Utility of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Line Material Industries, in the sum of \$23,045.00, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to execute a contract on behalf of the City with Line Material Industries.

The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The City Manager submitted the following:

"Sealed bids opened 1/31/61 - 10:00 A.M.

Tabulated by: O. G. Brush, Purchasing Agent

CITY OF AUSTIN BIDS FOR CONTRACT TO FURNISH
ASPHALT FOR STREET AND BRIDGE DIVISION

	Emulsified Asphalt as Per City Specs.	Cut back Asphalt as per City Specs.	OA Asphalt per City Specs	Total Bid	Terms
EST. QUAN.	350,000 gal.	25,000 gal.	200,000 gal.		
TEXACO INC.	\$35,945.00	<u>\$2,590.00</u>	<u>\$18,640.00</u>	<u>\$57,175.00</u>	2% 10th prox Texaco Qualified bid - all or none
AMERICAN PETROFINA CO.	\$40,250.00	No Bid	No Bid		2% 10th prox.
SHELL OIL CO.	\$37,275.00	No Bid	\$19,300.00		2% 10 days

	Emulsified Asphalt as per City Specs.	Cut back Asphalt as per City Specs	OA Asphalt per City Specs	Total Bid	Terms
WRIGHT ASPHALT PRODUCTS CO.	\$35,700.00	\$2,910.00	\$20,000.00	\$58,610.00	1% 10 days
HUMBLE OIL COMPANY	\$36,400.00	\$2,605.00	\$18,740.00	\$57,745.00	Net 30 days
GULF STATES ASPHALT CO.	No Bid	\$2,900.00	\$19,460.00		2% 10th prox
Total low bid 2-19-59 using present quantities	\$36,365.00	\$2,640.00	\$18,280.00	\$57,285.00	2% 10th prox. Texaco Inc.

NOTE: Deducting cash discount of 2% from Texaco, the net total bid is \$56,031.50. The lowest net bid by splitting is \$56,688.00.

"RECOMMENDATION: Recommend contract be awarded Texaco Inc. for all asphalt as lowest and best bid.

Contract for 1 year duration beginning March 1, 1961, with option of extending additional year if mutually agreeable.

"W. T. Williams, Jr., City Manager"

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 31, 1961, for the furnishing of various quantities of emulsified asphalt, cut back asphalt and OA asphalt; and,

WHEREAS, the bid of Texaco Inc. in the total sum of \$56,688.00 was the lowest and best bid therefor; and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the total bid of Texaco Inc., in the amount of \$56,688.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to enter into a contract on behalf of the City for the purchase of various quantities of emulsified asphalt, cut back asphalt, and OA asphalt, with Texaco Inc.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

Mayor Pro-tem Palmer brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 33.00 ACRES OF LAND, MORE OR LESS, SAME BEING ALL OF NORTHWEST HILLS SECTION 4 AND 0.29 OF ONE ACRE OF UNPLATTED LAND OUT OF AND A PART OF THE T. J. CHAMBERS 8 LEAGUE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman White moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Mayor Pro-tem Palmer brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.41 OF ONE ACRE OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF ISAAC DECKER LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman White moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the east side of Airport Boulevard as a private gasoline plant consisting of a 1,000 gallon tank and electric pump for the sole purpose of servicing

his own motor equipment, and from which no gasoline is to be sold, which property is owned by Frank Scarbrough, and is Lot 37, Duval Heights, of the City of Austin, Travis County, Texas, and hereby authorizes the said Frank Scarbrough to operate a private gasoline plant consisting of a 1,000 gallon tank and electric pump for the sole purpose of servicing his own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Frank Scarbrough has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
February 2, 1961

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Frank Scarbrough for permission to operate a private gasoline plant consisting of a 1,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the east side of Airport Boulevard, which property is designated as Lot 37, Duval Heights in the City of Austin, Travis County, Texas, and locally known as 5619 Airport Boulevard.

"This property is located in a "C" Commercial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "No Smoking" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,
s/ Dick T. Jordan
Building Official"

The motion, seconded by Councilman Perry, carried by the following vote:
Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN;

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southeast corner of the intersection of Guadalupe Street and West 40th Street, which property fronts 212.50 feet on Guadalupe Street and 125.00 feet on West 40th Street, being known as a portion of Austin Rapid Transit Company Park of Hyde Park No. 2 in the City of Austin, Travis County, Texas, and hereby authorizes the said Tom E. Turner to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said Tom E. Turner has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"February 2, 1961

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of Tom E. Turner, for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the

property located at the southeast corner of the intersection of Guadalupe Street and West 40th Street, which property fronts 212.50 feet on Guadalupe Street and 125.00 feet on West 40th Street, being known as a portion of Austin Rapid Transit Company Park of Hyde Park No. 2 in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Tom E. Turner. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Tom E. Turner be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2 - H - 1827.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1827 and shall be of the premoulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,
s/ S. Reuben Rountree, Jr.
Director of Public Works
s/ Dick T. Jordan
Building Official"

The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

Pursuant to published notice thereof, at 10:30 A.M., the Mayor Pro-tem opened the hearings on the following streets:

Rockmoor Avenue
Hickman Avenue
Bailey Lane and Sundry other streets
Bluebonnet Lane and sundry other streets
Bennett Avenue and sundry other streets.

MR. E. D. CARUTHERS, 4600 Red River, (Paving Contract 60-A-33, Unit 60.122) stated he sent in his check, but it was returned to him, as it had not been received by the dead-line, and that his paving was put on an assessment basis, and there was \$76.00 additional due. He stated on two other occasions, his check had been accepted, and he asked that this one be accepted. It was explained to him about the assessment proceedings and additional cost. The City Attorney asked if he had any objections to the paving of his street, and Mr. Caruthers stated that he did not, but that he wanted it paved. The City Attorney asked if he had no doubt that the paving of the street enhanced the value of the property, at least to the assessed cost of paving. Mr. Caruthers said, "Yes, but I do not feel like paying an extra fee." He stated he did not see how a lien could be put on a man's property before the street was put in.

MRS. ROBERT STAVINOKA appeared representing the property of Mrs. Tieman, 1622 East 4th Street. She had a check returned, as it had not been received by the deadline, and there was an \$85.84 additional charge for the assessment. She was unaware that there would be this difference. She stated she did not think the paving would increase the value of the property at all. Mayor Pro-tem Palmer explained the paving policy to Mrs. Stavinoha. The City Attorney suggested that the Council continue the hearing on this particular property, Unit 60.106f (MRS. KATIE TIEMAN, Contract 60-A-25) for two weeks (February 16th) until evidence on enhancement is presented and testimony heard. Mayor Pro-tem Palmer announced the hearing was closed on Bluebonnet Lane and sundry other streets with the exception of Unit 60.106f, assessment covering property of MRS. KATIE TIEMAN under contract No. 60-A-25.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OR PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Rockmoor Avenue)

The ordinance was read the first time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Absent

The ordinance was read the third time and Councilman Bechtol moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

The Mayor Pro-tem introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Hickman Avenue)

The ordinance was read the first time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman Bechtol moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

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The ordinance was read the first time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
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Absent: Mayor Miller

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The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Bennett Avenue and sundry other streets)

The ordinance was read the first time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilman Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman Bechtol moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman White made inquiry about the progress of the utilities on the paving. The Director of Public Works made a report that all programs submitted for Council approval had the utility work finished by the time they were submitted. One group had to be delayed due to bad weather, but there was only a two-weeks delay, and this will soon be underway.

The City Manager submitted the following:

"February 2, 1961

"To the City Council
City of Austin, Texas

"Re: Completion and Acceptance of Work
Improving Portions of Hickman Ave.
in the City of Austin

"The work of improving portions of the following named street in the City of Austin under a contract between the City of Austin and Giesen and Latson Construction Company, dated October 17, 1960 has been performed and completed by Giesen and Latson Construction Company in full compliance with the contract and the plans and specifications therein contained:

<u>Street</u>	<u>From</u>	<u>To</u>
Hickman Avenue	NPL Wheless Lane	SPL Patton Lane

"I have inspected, approved, and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

"Respectfully submitted,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works"

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF HICKMAN AVENUE IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY GIESEN & LATSON CONSTRUCTION COMPANY AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Hickman Avenue)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

The City Manager submitted the following:

"February 2, 1961

"To the City Council
 City of Austin, Texas

"Re: Completion and Acceptance of
 Work Improving Portions of
 Certain Streets in the City
 of Austin Being Assessment
 Paving Contract Number 60-A-13

"The work of improving portions of the following named streets in the City of Austin, being Assessment Paving Contract Number 60-A-13, dated June 3, 1960, between the City of Austin and McKown & Sons, has been performed and completed by McKown & Sons in full compliance with the contract and the plans and specifications therein contained:

<u>Street</u>	<u>From</u>	<u>To</u>
Anchor Lane	Pt. 217' W. of WPL Manorwood Road	WPL Manor Road
West Elizabeth Street	EPL South 1st Street	WPL Newton Street (N)
Manor Road	Pt. 211 W. of WPL Chestnut Ave.	WGL Redwood Avenue
Newton Street	NPL West Elizabeth St.	SPL Nellie Street
E. Riverside Drive	EGL Manlove Street	Pt. 150' E. of Parker La.
Rosewood Avenue	EPL Navasota Street	WGL Hargrave Street
West 38th Street	EPL Lamar Boulevard	WPL Guadalupe Street

"I have inspected, approved, and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

"Respectfully submitted,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works"

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF ANCHOR LANE AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY MCKOWN & SONS AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Anchor Lane and sundry other streets)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

The City Manager submitted the following:

"February 2, 1961

"To the City Council
City of Austin, Texas

"Re: Completion and Acceptance
of Work Improving Portions
of Certain Streets in the
City of Austin Being Assess-
ment Paving Contract Number
60-A-15

"The work of improving portions of the following named streets in the City of Austin, being Assessment Paving Contract Number 60-A-15, dated July 1, 1960, between the City of Austin and J. H. "Bud" Chastain & Sons, has been performed and completed by J. H. "Bud" Chastain & Sons in full compliance with the contract and the plans and specifications therein contained:

<u>Street</u>	<u>From</u>	<u>To</u>
Adams Avenue	EGL Burnet Road	145' S. of SPL Ullrich Ave.
Barbara Street	EPL Hardy Drive	WPL Mullen Drive
Avenue C	SGL West 41st St.	NGL West 42nd Street
Cullen Avenue	EPL Grover Avenue	WGL Reese Lane
Grover Avenue	150' S. of SPL Justin La.	SPL Richcreek Road
Marlton Drive	EPL Norwalk Lane	WPL Wayside Drive
Meredith Street	EPL Robinhood Trail	WPL Schulle Avenue
Neches Street	NPL East 7th Street	SPL East 8th Street
Norwalk Lane	SPL Marlton Drive	SPL West 12th Street
Pequeno Street	EPL Laird Drive	WGL Hall Street
Robertson Avenue	NGL West 9th Street	SPL West 9½ Street
Scenic Drive	SPL Kennelwood Road	SGL Stevenson Avenue
Schulle Avenue	NPL Bridle Path	SPL Cherry Lane
Yates Avenue	NPL Justin Lane	SGL Richcreek Road
East 8th Street	EGL San Jacinto Blvd.	WGL Red River Street
West 8th Street	EPL Nueces Street	WGL San Antonio Street
West 10th Street	EPL Exposition Blvd.	WPL Wayside Drive
East 30th Street	EPL Interregional Hwy.	WPL Dancy Street
East 32nd Street	EPL French Place	WPL Cherrywood Road
East 53rd Street	EPL Airport Blvd.	WPL Interregional Hwy.

"I have inspected, approved, and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

"Respectfully submitted,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works"

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF ADAMS AVENUE AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITH-- IN THE LIMITS HEREBELOW DEFINED, PERFORMED BY J. H. "BUD" CHASTAIN & SONS AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Adams Avenue and sundry other streets)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilman Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

The Council decided to make a personal inspection of the low water dam to locate sites for the Longhorn Chisholm Trail markers.

The Mayor Pro-tem announced that MR. A. J. CLARE had requested that his zoning request be withdrawn. Councilman Perry moved that permission be granted to withdraw the following zoning:

A. J. CLARE	1806 Koenig Lane	From "A" Residence
	5901-03 Camino Real	To "LR" Local Retail
		NOT Recommended

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

Pursuant to published notice thereof the following zoning applications were publicly heard:

T. C. STEINER, By	1210-1306 Mariposa Dr.	From "A" Residence
George MacDonald		To "B" Residence

MR. W. R. COLEMAN, Attorney, represented the purchaser, MR. BILL FARMER. The Director of Planning pointed out there was discussion regarding a street, but the Commission voted not to require the street. He pointed out other plans

for development. After discussion, Councilman White moved that the change be granted to "B" Residence. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "B" Residence and the City Attorney was instructed to draw the necessary ordinance.

BURKE MATTHEWS	2612-14 E. 7th St. 2607 Gonzales	From "D" Industrial To "C-1" Commercial RECOMMENDED*
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No opposition appeared. Councilman White moved that the change be granted to "C-1" Commercial. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer
 Noes: Councilman Bechtol**
 Absent: Mayor Miller

**Councilman Bechtol made the following statement, "I do not think this is the proper use of this land."

The Mayor Pro-tem announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance.

BONIFACIO ALBA	2310 (2312) E. 9th St.	From "A" Residence To "LR" Local Retail RECOMMENDED*
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The Council postponed action on this zoning application as Councilman Bechtol wanted to make a personal inspection of the area.

The Council received written notice of COUNCILMAN PERRY'S intention to be a candidate, as follows:

"I have seriously considered not running for re-election to the Council. It is a job which consumes a considerable amount of time. However, I am convinced that it is a job of the utmost importance, and after several months of serious consideration, I have decided that I will be a candidate for re-election to Place 5 of the City Council. I have always loved the City of Austin and I will gladly serve it for two more years if the citizens of Austin are satisfied with my record for the past two years and choose to re-elect me."

The City Manager stated he would like to know if it is agreeable with the Council to advertise for bids, to be opened Thursday, February 23, 1961, on a condenser, the next unit of the Power Plant. The Mayor Pro-tem stated this date was agreeable.

* By the Planning Commission.

The City Manager reported on a reply from GERSTENSLAGER COMPANY of Wooster, Ohio, regarding reducing the bid on the Mobile Book Trailer for the library, stating there was listed a number of items that could be deleted which would revise the total amount to \$11,916. After discussion, Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were invited by the City of Austin for the furnishing of one Mobile Book Trailer for the library; and,

WHEREAS, the bid of Gerstenslager Company of Wooster, Ohio, in the sum of \$13,082.75 was the only bid received; and the acceptance of such bid has been recommended by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Gerstenslager Company of Wooster, Ohio, in the sum of \$13,082.75 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to execute a contract on behalf of the City with Gerstenslager Company.

The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, White, Mayor Pro-tem Palmer

Noes: Councilman Perry

Absent: Mayor Miller

The Council had before it the request from the Muscular Distrophy to place a van-type truck on the east side of Congress Avenue and 7th Street from 9:00 A.M. to 9:00 P.M. on Saturday, February 4th and February 11th; and from 11:00 A.M. until 9:00 P.M. on Sunday, February 5th and 12th, the van to be parked in three parking meter spaces. Councilman White moved the request be approved. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The Assistant City Manager submitted the request from the Recreation Department to use the Coliseum on Sunday, February 26, for a dance for the "Rock and Square" a square dance group. After discussion, Mayor Pro-tem Palmer suggested that the Rock and Square Club submit a request and be responsible for the regular fee.

Councilman Bechtol moved that the policy of the Council be adopted that no portraits, plaques, or other memorials be displayed in the Auditorium except those as approved individually by the Council. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The City Attorney displayed a plat showing the property which MR. JAKE A. NEWBORN had requested leasing or purchasing last week. (West of West Avenue and south of 10th Street). Councilman White moved that the request be denied, because if the antenna were installed, the property would be tied up for many years, and it is not known what the city might want to use it for in the future. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilman Bechtol, Perry, White, Mayor Pro-tem Palmer
 Noes: None
 Absent: Mayor Miller

The City Manager submitted the following:

"February 2, 1961

"Mr. D. C. Kinney, Director
 Electric Utility
 City of Austin
 P.O. Box 1160
 Austin, 64, Texas

CITY OF AUSTIN
POWER GENERATION SYSTEM

"Dear Mr. Kinney:

"In accordance with your verbal request, we have made inquiries concerning market conditions for the disposition of the following equipment presently installed and owned by the City of Austin.

<u>Number</u>	<u>Turbine-Generator</u>	<u>Year</u>
One (1)	General Electric 2000 KW	1916
One (1)	Allis-Chalmers 5000 KW	1922
One (1)	Allis-Chalmers 7500 KW	1934

Our sources indicate that there is little or no demand for machines of the rating and design of the 2000 KW and 5000 KW machines, since these machines are obsolete. The design has been out of production for many years and replacement parts are no longer available. If they are moved in the near future, they probably would have to be sold for scrap at an average of \$15 to \$20 per ton. The 7500 KW unit could probably be sold in a reasonable amount of time for \$30,000 to \$50,000, depending on condition of the cylinder. The present open market value of the 1929 Westinghouse 7500 KW unit which has just been sold is approximately \$60,000.

Disposition can be made in one of the following ways:

1. Open bids to the City of Austin.
2. Advertising of the units by City of Austin and negotiation with interested parties.
3. Release of units to several brokers for sale on percentage basis.

- "4. Release of units to one broker for sale on percentage basis.

Depending on the time available, we recommend either solution 2 or solution 4. If the City of Austin can hold the units for some time pending receipt of acceptable inquiries, solution 2 would probably realize a more advantageous price. It is desired to move the units within 90 to 120 days, we recommend that they be placed for sale with one reliable broker.

Please contact us if we can be of further assistance.

"Very truly yours,

BROWN & ROOT, INC.

s/ D. N. Higgins
Chief Power Engineer "

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin has now completed the installation of Unit No. 1 at its Holly Street Power Plant, with a generating capacity of 100,000 KW, which generator will soon provide the base load of the city's electric system because of economies of operation that can be effected through the high thermal efficiency of such new machine; and,

WHEREAS, the 1929 model, 7500 KW Turbine No. 1 which has served the city well in days past has now become obsolete to the city's electric system because of its relative inefficiency by comparison to the new equipment of far greater value and productivity which has now been substituted for it; and,

WHEREAS, the independent consulting engineers for the City of Austin, the city's Director of Electric Utility, and the City Manager have all recommended that said 1929 model, 7500 KW Turbine No. 1 and accessories be sold now in order to obtain the maximum salvage value for the same; and,

WHEREAS, the City Council has determined that it has become inexpedient to use said property in connection with its said system; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That the City Council finds that its 1929 model 7500 KW Turbine No. 1 and its accessories has now become obsolete to the electric system of the City of Austin because of its relative inefficiency by comparison to the new equipment of far greater value and productivity which has been substituted for it; and,

2. That in the judgment of the governing body of the City of Austin it has become inexpedient to use said 1929 model, 7500 KW Turbine No. 1 and accessories in its electrical system; and,

3. That the best interests of the system will be served by disposing of said equipment now while the maximum salvage value can be derived therefrom and by depositing the proceeds so derived in the construction fund of the Special

Electric, Water and Sewer System Revenue Bond Retirement and Reserve Fund to be held, invested, and used in compliance with the covenants contained in the bond indenture securing all outstanding City of Austin, Texas, Electric Light and Power, Waterworks and Sewer System Revenue Bonds.

The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The City Attorney made a brief report on the status of a law suit filed by Mr. Crooks.

Mayor Pro-tem Palmer made inquiry of the letter from Mrs. Jinks, complaining about a tavern at 35th and Guadalupe. It was stated the letter had been referred to Lt. Burt Gerding.

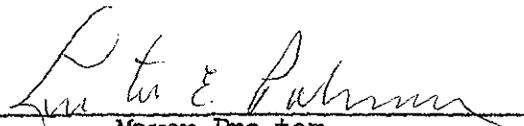
Mayor Pro-tem Palmer inquired about property 46' x 103', at 1202 East 13th; (Bob Harrison and East 13th Street) The City Attorney made a report.

There being no further business, Councilman Bechtol moved that the Council adjourn. The motion, seconded by Councilman White, carried by the following vote:

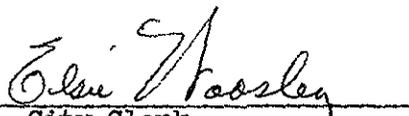
Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Council adjourned at 1:00 P.M. subject to the call of the Mayor.

APPROVED


Mayor Pro-tem

ATTEST:


City Clerk